

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ROBERT FARWELL,

Petitioner,

v.

DIRECTOR OF CDCR,

Respondent.

No. 2:25-cv-0225 DJC AC P

ORDER

Petitioner, a state prisoner proceeding pro se, has filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 in which he raises claims of ineffective assistance of counsel. Respondent has requested an order to facilitate his ability to obtain sealed state court transcripts from petitioner's Marsden hearings. ECF No. 12. Respondent also requests that these proceedings be stayed pending this court's review of the transcripts for relevance. Id. Petitioner has not opposed the motion. Good cause appearing, the motion will be granted. In the event the transcripts are deemed relevant to petitioner's claims, respondent will be directed to submit a proposed protective order for the court's approval prior to the transcripts being released to respondent.

Accordingly, IT IS HEREBY ORDERED that:

1. Respondent's motion for a court order and stay of proceedings (ECF No. 12) is GRANTED;

1 2. Respondent is ordered to move the California Court of Appeal, Third District, to
2 transmit to this court under seal the three Marsden transcripts located at Reporter's Transcript at
3 pages 321-328 (Volume II); Reporter's Transcript at pages 394-413 (Volume II); and Reporter's
4 Transcript at pages 715-729 (Volume III); and

5 3. The deadline for respondent to file a response to the petition is VACATED and
6 respondent's obligation to respond is stayed pending review of the transcripts.

7 DATED: April 18, 2025

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9 ALLISON CLAIRE
10 UNITED STATES MAGISTRATE JUDGE

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